

BEFORE THE  
PHYSICIAN ASSISTANT EXAMINING COMMITTEE  
MEDICAL BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Petition	)	
for Early Termination of	)	
Probation of:	)	Case no. D-3869
	)	
JOHN BULRICE,	)	OAH L-57277
	)	
Petitioner.	)	
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DECISION

This matter came on regularly for hearing before a quorum of the Physician Assistant Examining Committee ("PAEC"), Medical Board of California, with David B. Rosenman, Administrative Law Judge of the Office of Administrative Hearings, presiding at El Segundo, California, on June 12, 1992. Diane Tan, Deputy Attorney General, was present pursuant to Government Code section 11522. John Bulrice ("petitioner") appeared personally and represented himself. Oral and documentary evidence was received and the matter was submitted.

FINDINGS OF FACT

The PAEC finds the following facts:

I

By a Stipulation and Decision dated May 15, 1989, and effective October 11, 1989, the PAEC revoked respondent's Physician Assistant certificate, no. PA011791, which the PAEC had issued to petitioner on March 18, 1986. The revocation was stayed and respondent was placed on probation for three years on various terms and conditions.

The Decision was based upon petitioner's unprofessional conduct in practicing without proper supervision.

On May 13, 1991, petitioner filed the instant petition requesting early termination of the three year probationary period set forth as a condition of the stay of revocation of his license.

II

Petitioner has complied with the terms of his probation, and now works in a clinical setting with substantially

more supervision than in the past. His supervisors have expressed their support for the pending application. Further, petitioner has completed many continuing education courses.

Petitioner wishes an early termination of his probation due to the length of time since the acts occurred, his rehabilitation from those acts, and so that he may be relieved of the additional recordkeeping required under the terms of his probation.

### III

Petitioner established that it would be consistent with the public interest to grant the petition for early termination of probation. However, the documents supporting the present petition reveal that the Physician Assistant Office Protocol under which petitioner operates, dated July 10, 1987, is incomplete and outdated, and should be amended and updated as set forth below.

#### DETERMINATION OF ISSUES

Pursuant to the foregoing findings of fact, the PAEC determines that cause was established pursuant to Business & Professions Code section 3530 and Government Code section 11522 to grant the petition, to terminate the probation, and to fully reinstate petitioner's license, with the following conditions:

1. If petitioner is still operating under the office protocol set forth in Finding III, the protocol shall be updated and amended, at a minimum, to reflect changes in the clinic's professional staff and to reflect the publishing dates of the texts to which reference is made in the protocols.

2. Petitioner shall review the requirements of Title 16, section 1399.540 of the California Code of Regulations and, at his option, may use the forms supplied by the PAEC for a delegation of services agreement, copies of which are attached.

#### ORDER

WHEREFORE, THE FOLLOWING ORDER is hereby made:

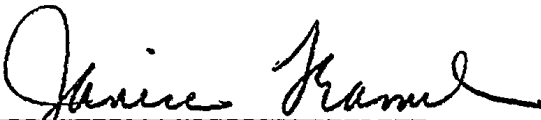
The petition of John Bulrice for early termination of his probation is hereby granted and certificate no. PA011791 is hereby fully reinstated, with the following conditions:

1. If petitioner is still operating under the office protocol set forth in Finding III, the protocol shall be updated and amended, at a minimum, to reflect changes in the clinic's professional staff and to reflect the publishing dates of the texts to which reference is made in the protocols.

2. Petitioner shall review the requirements of Title 16, section 1399.540 of the California Code of Regulations and, at his option, may use the forms supplied by the PAEC for a delegation of services agreement, copies of which are attached.

This Decision shall be effective 8-19, 1992.

DATED: 8-19, 1992.



JANICE V. TRAMEL, P.A.

Chairperson

Physician Assistant Examining Committee

DBR:dr